

## **AGENDA**

### **BOARD OF MAYOR AND ALDERMEN**

**December 4, 2007**

**7:30 PM**

**Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.

#### **CONSENT AGENDA**

3. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

#### **Pole Petitions – to be approved under the direct supervision of the Department of Highways**

- A. PSNH Pole Petition #11-1181 located on Union Street.

#### **Informational – to be Received and Filed**

- B. Official results of the Non-Partisan Municipal General Election held on November 6, 2007 submitted by Leo R. Bernier, City Clerk.  
**Ladies and Gentlemen, what is your pleasure?**
- C. Manchester Health Department Monthly Report Summary, November 2007.

## **REFERRALS TO COMMITTEES**

### **COMMITTEE ON BILLS ON SECOND READING**

- D.** Communication from Leo R. Bernier, City Clerk, submitting a draft ordinance providing for changes in salaries for the Mayor and members of the Board of Aldermen and School Committee to become effective July 1, 2008 if adopted by the Board.

## **REPORTS OF COMMITTEES**

### **COMMITTEE ON BILLS ON SECOND READING**

- E.** Recommending that Ordinance Amendment:  
“Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester; 70.57 by revising Sections (1) and (5) to reflect current operating practices for hours of operation; and adding new Sections (7) and (8) to add the current daily maximum charge and lost chip fee.”

ought to pass.

*(Unanimous vote.)*

- F.** Recommending that Zoning Ordinance Amendment:

“Amending the Zoning Ordinance of the City of Manchester by revising the requirements for the Neighborhood Business District (B-1) to provide more flexibility in uses allowed, dimensional requirements and parking.”

ought to pass.

*(Unanimous vote with the exception of Alderman Gatsas who was opposed.)*

**LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.**

4. Nominations to be presented by Mayor Guinta,. if available.
5. Confirmation of the nomination of Crystal Nadeau to succeed Peter Ramsey (term limit) as a member of the Arts Committee, term to expire December 1, 2010.  
**A motion is in order to confirm the nomination as presented.**
6. Confirmation of the nomination of James Dunphy to succeed Phillip M. Stone (deceased) as a member of the Board of Trustees of Trust Funds, term to expire January 2011.  
**A motion is in order to confirm the nomination as presented.**
7. Confirmation of the nomination of A. Joseph Dion to succeed Harold Sullivan (resignation) as an alternate member of the Planning Board, term to expire May 1, 2008.  
**A motion is in order to confirm the nomination as presented.**
8. Confirmation of the nomination of Michael Skelton to succeed Craig Smith (resignation) as a member of the Safety Review Board, term to expire March 15, 2009.  
**A motion is in order to confirm the nomination as presented.**

#### **OTHER BUSINESS**

9. Report of the Committee on Public Safety, Health and Traffic regarding closure of streets for activities relating to the Presidential Primary in January 2008.  
**Ladies and Gentlemen, what is your pleasure?**
10. Communication from Leo R. Bernier, City Clerk, requesting the Board set the polling hours for the State of NH Presidential Primary Election scheduled for Tuesday, January 8, 2008, from 6:00 AM until 7:00 PM.  
**Ladies and Gentlemen, what is your pleasure?**

11. Community Revitalization Tax Relief Incentive Application submitted by Max Pruna for property located at 30 Amherst Street (aka Map 4, Lot 9).  
**A motion is in order that the application be referred to a public hearing to be held on Tuesday, December 18, 2007 at 5:30 PM in the Aldermanic Chambers of City Hall.**
12. Communication from Gerard Fleury, Executive Director of the MECRS, seeking the Board's support of five housekeeping measures for a single piece of legislation in the 2008 legislative session.  
**Ladies and Gentlemen, what is your pleasure?**

### **TABLED ITEMS**

**A motion is in order to remove any of the following items from the table for discussion.**

13. Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)*

*(Tabled 09/05/2006)*

14. Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin's Cemetery.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)*

*(Tabled 09/05/2006)*

- 15.** Report of the Committee on Community Improvement advising that it has requested staff to prepare documents to provide that the City agree to extend the term on the 2<sup>nd</sup> mortgage relating to Lowell Terrace Associates property located at the northwest corner of Lowell and Chestnut Streets to coincide with the expiration of the existing first mortgage in 2013.

*(Unanimous vote)*

*(Tabled 05/15/2007. Additional materials provided by Finance enclosed.)*

- 16.** A Majority report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the General Business District (B-2) into an area currently zoned Residential One Family District (R-1B), being a portion of Tax Map 381, Lot 47 with an address of 466 South Willow Street and abutting South Lincoln, South Willow and Parkview Streets. A majority of the property is currently zoned B-2 and the petition would extend the B-2 to include the entire lot.”

be denied at this time.

The Committee notes that the business owner should work with the neighborhood and may return with a petition after addressing issue as noted in a communication from Alderman Garrity enclosed herein.

*(Aldermen Garrity, Pinard and Duval in favor. Aldermen Lopez and Gatsas opposed.)*

*(Tabled 06/05/2007)*

A Minority report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the General Business District (B-2) into an area currently zoned Residential One Family District (R-1B), being a portion of Tax Map 381, Lot 47 with an address of 466 South Willow Street and abutting South Lincoln, South Willow and Parkview Streets. A majority of the property is currently zoned B-2 and the petition would extend the B-2 to include the entire lot.”

ought to pass.

The minority advises that the proposed zoning, in its opinion, is consistent with the highest and best use of the property and that neighborhood concerns can be best addressed through the development process at the Planning Board level, therefore, that such rezoning should be considered subject to the Planning Board approving any plans for development of the property.

S/Alderman Lopez

*(Tabled 06/05/2007)*

**(Note: additional communications from Alderman Garrity and petitions enclosed.)**

17. Report of the Committee on Human Resources/Insurance advising that it has approved the reclassification of the Legislative Assistant (Grade 16) position in the Highway Department to Purchasing Assistant (Grade 12) and for such purpose recommends that the related ordinance be referred to the Committee on Bills on Second Reading for technical review.

*(Unanimous vote with the exception of Alderman Garrity who was absent.)*

*(Tabled 11/07/2007)*

18. **NEW BUSINESS**

- a) Communications
- b) Aldermen

19. there is no further business, a motion is in order to adjourn.